P.R. No. 6570/05
Presented by Shri Sunil Sahu
dated 22/12/05

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IN THE HIGH COURT OF JUDICATURE AT BILASPUR

CHHATTISGARH

WRIT PETITION. NO. 6517 OF 2005 **Single Bench**

BETWEEN

Smt. Kamlesh Chandra W/o Shri Ghanshyam Prasad Chandra , aged about 37 years, occupation service, working as Staff Nurse , posted at Community Health Centre Sakti, District Janjgir Champa (CG).

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PETITIONER

AND

1. The State of Chhattisgarh,
   Through the Secretary Department of Health and Family Welfare Department , Chhattisgarh, D.K.S. Building, Raipur (C.G.)

2. The Upper Secretary Chhattisgarh State Health and Family Welfare Department, Raipur (CG).

3. The Chief Medical Officer, Janjgir Champa, District Janjgir Champa (CG).

RESPONDENTS

WRIT PETITION UNDER ARTICLE 226/227 OF CONSTITUTION OF INDIA

1. **PARTICULARS OF THE PETITIONER**
   As stated in the cause title above.
2. **PARTICULARS OF THE RESPONDENTS**
   As stated in the cause title above.

3. **PARTICULARS OF THE ORDER AGAINST WHICH THE**

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

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आदेश पत्रक

मामला क्रमांक WP 6517/05 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	3-1-2006	

Smt. Indira Tripathi, counsel for the petitioner.
Shri Satish Gupta, Dy. Govt. Advocate for the State.

Heard.

Learned counsel for the petitioner submits that the petitioner has been transferred from Janjgir to Durg. She also submits that during the ban period the petitioner has been transferred that too without coordination and prior approval of the Chief Minister. Learned counsel appearing for the petitioner states that for the present ends of justice will be served if a direction is given to the respondent authorities to decide the representation of the petitioner.

The prayer is not opposed by the State counsel.

Having considered and without expressing any opinion on the merits of the case the petitioner is directed to make a detailed representation raising her grievances before the competent authority of respondents alongwith a copy of the petition and this order within a period of 15 days from foday and on such representation being filed, the competent authority of the respondents shall decide the same on its own merits in accordance with law as early as possible preferably within a period of two months from the date of receipt of representation. It is made clear that if any grievance still remains, the petitioner may avail the remedy available under the law.

Learned counsel for the petitioner submits that till date the petitioner has not been relieved. She prays for grant of interim relief.

In view of the above, it is directed that if the petitioner is not relieved she may be allowed to continue till the representation is decided. It is made clear that if the petitioner has already been relieved, this order will not entitle the petitioner to rejoin at the earlier place of posting.

With the aforesaid observations, this petition stands disposed of.

Consequently, M.(W.).P.No.5164/05 & I.A.No.11014/05 also stand disposed of.

Sd/-
Fakhruddin
Judge

Gowri